

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

APR 6 1970

Date of filing in State Engineer's Office.....

Returned to applicant for correction..... MAY 21 1970

Corrected application filed.....

Map filed..... June 14, 1962 under 20354

The applicant Mrs. Jan T. Berry c/o N.O. Berry Rt. #2
of Harlingen, County of.....
State of Texas, hereby make s. application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Underground
Name of stream, lake or other source.

2. The amount of water applied for is..... 2.7 c.f.s...... second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)..... 120 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 11. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, T.17S., R.49E.

M.D.B.&M., or at a point from which the SW corner of Section 35,

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

T.16S., R.49E., bears N. 21° 50' W., a distance of 2945 feet.

it should be stated.

6. Place of use..... N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, T.17S., R.49E. M.D.B.&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about..... Jan. 1st..... and end about..... Dec. 31st....., of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans
and specifications of your diversion or storage works.) open ditch and pipe

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$12,000.00
10. Estimated time required to construct works. well completed
11. Estimated time required to complete the application to beneficial use. well completed
12. Remarks. Use map filed under Application #20354 to support this application

Applicant Jan T. Berry

By Don W. Martensen

Compared md/jw jw/jn P. O. Box 73
Lathrop Wells, Nevada 89020

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.4 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 3, 1971

Proof of commencement of work shall be filed before September 3, 1971

Work must be prosecuted with reasonable diligence and be completed on or before August 3, 1972

Proof of completion of work shall be filed before September 3, 1972

Application of water to beneficial use shall be made on or before August 3, 1974

Proof of the application of water to beneficial use shall be filed on or before September 3, 1974

Map in support of proof of beneficial use shall be filed on or before September 3, 1974

Commencement of work filed. SEP 14 1971

Completion of work filed. JUN 22 1972

Proof of beneficial use filed.

Cultural map filed.

Certificate No. Issued.

Recorded. Bk. Page.

IN TESTIMONY WHEREOF, I Roland D. Westergard, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 3rd day of February

A.D. 1971

BECAUSE OF FAILURE

218 (Rev. 1-70)

APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER